

PATENT

ATTORNEY DOCKET NO.: 046601-5129

IPW

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kazuhiko YOSHIDA, et al.)
U.S. Application No.: 10/791,871) Confirmation No.: 5247
Filed: March 4, 2004) Group Art Unit: 3653
For: SHEET TRANSPORTING DEVICE AND IMAGE) Examiner: T. Morrison
FORMING APPARATUS AND ASSEMBLING)
METHOD FOR IMAGE FORMING APPARATUS)

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window
Randolph Building
Alexandria, VA 22314

Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice of Non-Compliant Amendment dated October 24, 2005 (copy attached), Applicants respectfully resubmit herewith in its entirety the corrected amendments to the claims section of the Amendment and Request for Reconsideration under 37 C.F.R. § 1.111 filed on September 21, 2005.

If there are any additional fees due in connection with this Response, the Commissioner is hereby authorized to charge any additional fees due to Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. 1.136, not accounted for above, such an extension is requested and the fee should also be charged to Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: Mary Jane Boswell
Mary Jane Boswell
Reg. No. 33,652

Dated: November 9, 2005

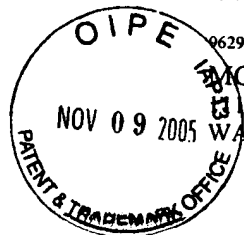
Customer No. 009629
MORGAN, LEWIS & BOCKIUS LLP
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/791,871	03/04/2004	Kazuhiko Yoshida	046601-5129	5247



9629 7590 10/24/2005
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EXAMINER
MORRISON, THOMAS A

ART UNIT 3653
PAPER NUMBER

DATE MAILED: 10/24/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Docketed 10/28/05 Attorney KJG/mjg/Dec
Case 46601-5129
Due Date November 24, 2005
Action Non-Compliance - Response Due
By GD Chk CJM

RECEIVED

OCT 26 2005

MORGAN, LEWIS & BOCKIUS LLP

Notice of Non-Compliant Amendment (37 CFR 1.121)

Application No.

10/791,871

Examiner

Thomas A. Morrison

Applicant(s)

YOSHIDA ET AL.

Art Unit

3653

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 21 September 2005 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

☐ 1. Amendments to the specification:

- ☐ A. Amended paragraph(s) do not include markings.
- ☐ B. New paragraph(s) should not be underlined.
- ☐ C. Other _____.

☐ 2. Abstract:

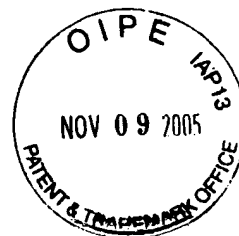
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
- ☐ B. Other _____.

☐ 3. Amendments to the drawings:

- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
- ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
- ☐ C. Other _____.

☒ 4. Amendments to the claims:

- ☐ A. A complete listing of all of the claims is not present.
- ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
- ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
- ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
- ☐ E. Other: _____.



For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action.


Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

- Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or
- Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

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Regarding the status identifier, claim 1 has the status identifier "Original". However, this claim contains underlined text indicating that it has been amended. As such, at least the status identifier for claim 1 is not proper.


DONALD A. WILSON
SUPERVISORY PATENT EXAMINER
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